

and bill put upon its third reading and final passage by the following vote:

Yeas—27.

Agnew.	Lewis.
Beall.	McKinney.
Boren.	Presler.
Bowser.	Rogers.
Colquitt.	Shelburne.
Darwin.	Sherrill.
Dean.	Simpson.
Dibrell.	Smith.
Dickson.	Stafford.
Gage.	Steele.
Goss.	Tips.
Greer.	Whitaker.
Harrison.	Woods.

Nays—none.

Lawhon.

Absent, excused.

Atlee.

Absent, not excused.

Bailey.

McComb.

Crowley.

The bill was then read third time and passed by the following vote:

Yeas—27.

Agnew.	Lewis.
Beall.	McComb.
Boren.	McKinney.
Bowser.	Presler.
Colquitt.	Shelburne.
Darwin.	Sherrill.
Dean.	Simpson.
Dibrell.	Smith.
Dickson.	Stafford.
Gage.	Steele.
Goss.	Tips.
Greer.	Whitaker.
Harrison.	Woods.
Lawhon.	

Nays—none.

Absent, excused.

Atlee.

Absent, not excused.

Bailey.

Rogers.

Crowley.

Senator Sherrill called up

Senate bill No. 59, being a bill to be entitled "An act to amend article 528, title 15, chapter 7, of the Penal Code of the State of Texas."

And moved that same be made special order for next Thursday after call.

Carried.

IN SENATE.

House bill No. 323, a bill to be entitled "An act to amend section 1 of an act to fix the rate of taxation on insurance companies, telephone companies, sleeping and dining car companies and other corporations; to prescribe the time and manner of collecting such taxes, to provide penalties for the violation of the provisions of this act, and to repeal all laws and parts of laws in conflict therewith, approved May 11, 1893."

Read first time and referred to Committee on Finance.

The Chair announced that the hour had arrived for the Senate to go into executive session on the Governor's appointments, and it was so ordered.

AFTER EXECUTIVE SESSION.

No action taken in executive session.

The Chair announced that he would add Senator Greer's name to Committee on Civil Code.

On motion of Senator Simpson, Senator Gage was excused from non-attendance on tomorrow on account of important business.

Senator Steele moved to adjourn till tomorrow at 10 o'clock.

Senator Shelburne offered to substitute Monday morning at 10 o'clock.

The question being on the longest time the substitute was lost by the following vote:

Yeas—12.

Bowser.	Lewis.
Crowley.	Presler.
Dibrell.	Shelburne.
Gage.	Sherrill.
Greer.	Stafford.
Harrison.	Whitaker.

Nays—17.

Agnew.	McComb.
Beall.	McKinney.
Boren.	Rogers.
Colquitt.	Simpson.
Darwin.	Smith.
Dean.	Steele.
Dickson.	Tips.
Goss.	Woods.
Lawhon.	

Absent, excused.

Atlee.

Absent, not excused.

Bailey.

The vote recurring to Senator Steele's motion, the Senate adjourned till tomorrow at 10 o'clock.

TWENTY-THIRD DAY.

Senate Chamber,

Austin, Texas, February 2, 1895.

Senate met pursuant to adjournment.

Lieutenant Governor Jester in the chair.

Roll called. Quorum present, the following Senators answering to their names:

Agnew.	McComb.
Bailey.	McKinney.
Beall.	Rogers.
Bowser.	Shelburne.
Colquitt.	Sherrill.
Crowley.	Simpson.
Darwin.	Smith.
Dean.	Stafford.
Dickson.	Steele.
Goss.	Tips.
Harrison.	Whitaker.
Lawhon.	Woods.
Lewis.	

Absent, excused.

Atlee.

Greer.

Gage.

Absent, not excused.

Boren,
Dibrell.

Fresler.

Prayer by the Chaplain, Dr. Smoot.
Pending the reading of the Journal of yesterday.

On motion of Senator Simpson, the same was suspended.

On motion of Senator McComb, Senator Greer was excused for non-attendance to-day on account of important business.

On motion of Senator McComb, Senator Bailey was excused from non-attendance on yesterday on account of sickness.

COMMITTEE REPORTS.

Committee Room,
Austin, Texas, Feb. 1, 1895.

Hon. Geo. T. Jester, President of the Senate:

Your Committee on Engrossed bill have carefully examined and compared Senate bill No. 36, being "An act to provide for the transfer of vendor's lien notes when such liens are contained in deeds conveying real estate, so as to give the vendor of such real estate the right to convey to the assignee of such notes the authority either to enforce his vendor's lien on the property or to recover it by suit for cancellation of the original contract of sale, as such grantor may now do, and to provide a means whereby the records of deeds in the clerk's office may show when such vendor's or other liens may have been made."

And find the same correctly engrossed.
COLQUITT, Acting Chairman.

Committee Room,
Austin, Texas, Feb. 1, 1895.

Hon. Geo. T. Jester, President of the Senate:

Your Committee on General Land Office, to whom was referred

Senate bill No. 133, being a bill to be entitled "An act to amend article 2376, chapter 1, title 62, of the Revised Civil Statutes, and to repeal articles 3804, 3806 and 3807, chapter 2, title 79 thereof, in relation to fees in the General Land Office."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

McCOMB, Chairman.

Committee Room,
Austin, Texas, February 2, 1895.

Hon. Geo. T. Jester, President of the Senate:

Your Committee on General Land Office, to whom was referred

Senate bill No. 136, being a bill to be entitled "An act in relation to the taking of the depositions of the Commissioner of the General Land Office,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

McCOMB, Chairman.

Committee Room,

Austin, Texas, February 2, 1895.

Hon. Geo. T. Jester, President of the Senate:

Your Committee on Public Lands, to whom was referred

Senate bill No. 138, a bill to be entitled "An act to validate certain titles to lands located by virtue of certificates issued to railroad companies, and now owned by purchasers in actual good faith for value, their heirs or assigns, and by actual settlers, or belonging to the public free school, University or asylum funds,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, with the following amendments:

Add after the word "receivers," in line 5, section 1, "or assigns."

Also amend same section by adding after the word "faith," in line 17, "nor shall it apply to lands where said lands have been transferred by said companies in evasion and fraud of the laws of alienation applicable thereto."

GOSS, Chairman.

Committee Room,

Austin, Texas, February 2, 1895.

Hon. Geo. T. Jester, President of the Senate:

Your Committee on Finance, to whom was referred

House bill No. 323, being a bill to be entitled "An act to fix the rate of taxation on insurance companies, telephone companies, sleeping and dining car companies, and other corporations; to prescribe the time and manner of collecting such taxes; to provide penalties for the violation of this act, and to repeal all laws and parts of laws in conflict therewith, approved May 11, 1893,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, with the following amendments:

1. Strike out the words "and ten dollars county tax in each county in which they do business."

2. Strike out the words "and seven dollars county tax in each county in which they do business."

TIPS, Chairman.

Committee Room,

Austin, Texas, February 2, 1895.

Hon. Geo. T. Jester, President of the Senate:

Your Committee on Public Buildings, to whom was referred Senate Concurrent Resolution No. 2, as follows:

"Resolved by the Senate, the House concurring, That the person or persons having in charge the elevator in the Capitol shall not hereafter be required to run the same on Sundays,"

Have had the same under consideration, and I am instructed by a majority of committee to report the same back to

the Senate with the recommendation that it be adopted.

WHITAKER, Chairman.

Resolution read second time, and adopted by the following vote:

Yeas—15.

Agnew.	McComb.
Bailey.	McKinney.
Beall.	Rogers.
Crowley.	Sherrill.
Darwin.	Smith.
Dickson.	Steele.
Harrison.	Tips.
Lawhon.	Woods.

Nays—7.

Bowser.	Shelburne.
Colquitt.	Simpson.
Goss.	Whitaker.
Lewis.	
Atlee.	Absent, excused.
Gage.	Greer.
Boren.	Presler.
Dean.	Stafford.
Dibrell.	

Call concluded.

UNFINISHED BUSINESS.

The Chair laid before the Senate Senate bill No. 54, being a bill to be entitled "An act to amend articles 488 and 489, of the Code of Criminal Procedure, and to add to said Code articles 489a, 489b, 489c, 489d, 489e, 489f, 489g, providing for the attachment of witnesses in criminal cases, and for the payment of the witnesses in felony cases."

On second reading, action being on engrossment.

By Senator Simpson:

Amend article 489e by striking out "after" in line 6, and inserting in lieu thereof the word "before."

Adopted.

The bill failed on engrossment by the following vote:

Yeas—9.

Bailey.	Shelburne.
Bowser.	Simpson.
Crowley.	Tips.
Dean.	Whitaker.
McComb.	

Nays—13.

Agnew.	McKinney.
Beall.	Rogers.
Colquitt.	Sherrill.
Darwin.	Smith.
Goss.	Steele.
Harrison.	Woods.
Lawhon.	

Absent, excused.

Atlee.	Greer.
Gage.	

Absent, not excused.

Boren.	Lewis.
Dibrell.	Presler.
Dickson.	Stafford.

Senator Smith moved to reconsider the vote by which the bill failed to pass to engrossment.

Reconsidered.

Senator Goss moved to lay the bill on the table subject to call, and it was so ordered.

BILLS ON THIRD READING.

The Chair laid before the Senate

Senate bill No. 30, being a bill to be entitled "An act to establish a court at Texarkana, in Bowie county, to be styled Texarkana Civil and Criminal Court, and to prescribe the jurisdiction and organization thereof, and to conform the jurisdiction of other courts thereto."

Bill read third time and passed by the following vote:

Yeas—11.

Agnew.	Lewis.
Bailey.	Shelburne.
Bowser.	Sherrill.
Crowley.	Whitaker.
Dean.	Woods.
Goss.	

Nays—10.

Colquitt.	Rogers.
Darwin.	Simpson.
Harrison.	Smith.
Lawhon.	Stafford.
McKinney.	Tips.

Absent, excused.

Atlee.	Gage.
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Absent, not excused.

Boren.	McComb.
Dickson.	Presler.

Paired.

Yea.

Nay.

Beall.	Greer.
Dibrell.	Steele.

Senator Sherrill moved to reconsider the vote by which the bill passed, and to lay that motion on the table.

Tabled by the following vote:

Yeas—12.

Agnew.	Lewis.
Bailey.	Shelburne.
Bowser.	Sherrill.
Crowley.	Simpson.
Dean.	Whitaker.
Goss.	Mr. President.

Nays—11.

Beall.	Rogers.
Colquitt.	Smith.
Darwin.	Stafford.
Harrison.	Tips.
Lawhon.	Woods.
McKinney.	

Absent—excused.

Atlee.	Greer.
Gage.	

Absent, not excused.

Boren.	McComb.
Dickson.	Presler.

Paired.

Yea.

Nay.

Dibrell.	Steele.
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The Chair laid before the Senate

Senate bill No. 36, being a bill to be entitled "An act to provide for the transfer of vendor's liens notes when such liens are retained in deeds conveying real estate, so as to give the vendor of such real

estate the right to convey to the assignee of such notes the authority either to enforce his vendor's lien on the property or to recover it by suit for cancellation of the original contract of sale, as such grantor may now do, and to provide a means whereby the records of deeds in the clerk's office may show when such vendor's or other liens may have been paid."

Bill read third time, and lost by the following vote:

Yeas—10.

Agnew.	Lewis.
Colquitt.	McKinney.
Crowley.	Sherrill.
Dean.	Simpson.
Dickson.	Woods.

Nays—11.

Beall.	Rogers.
Bowser.	Shelburne.
Darwin.	Smith.
Goss.	Stafford.
Harrison.	Steele.
Lawhon.	Tips.

Absent—excused.

Atlee.	Greer.
Gage.	

Absent, not excused.

Bailey.	McComb.
Boren.	Presler.
Dibrell.	Whitaker.

Senator Shelburne entered a motion to reconsider the vote by which the bill failed to pass, and asked that same be spread on the Journal.

(Senator Shelburne in the chair.)

The Chair laid before the Senate,

Senate bill No. 56, being a bill to be entitled "An act to amend article 503, of chapter 3, title 15, of the Penal Code of the State of Texas."

Bill read third time and passed.

The Chair laid before the Senate,

Senate bill No. 45, being a bill to be entitled "An act to amend article 3183, chapter 4, title 61, of the Revised Civil Statutes."

Bill read third time and passed.

On motion of Senator Dickson, Senator Rogers was added to Committee on Labor.

Senator Beall called up

Senate bill No. 89, being a bill to be entitled "An act to amend articles 483, 484 and 485 of the Code of Criminal Procedure of the State of Texas, prescribing the manner in which citations shall be served upon witnesses disobeying subpoenas in criminal cases, the character of judgment that may be rendered in such cases, and providing for the collection of same,"

And had same made special order for Tuesday next at 10:30.

Senator Sherrill called up

Senate bill No. 9, entitled "An act to make it a penal offense for any person in the State to unlawfully scatter or so place on land not his own, the seed or roots of any other vegetation which will make such land unsuitable for the cultivation of cotton, or of corn, or any other

grain, or which will make the cultivation of such land in such crops more difficult, or which will impair or diminish the value of such land for the cultivation of such crops as are usually grown thereon; to prescribe the punishment therefor, and to prescribe the proceedings in prosecutions in such cases,"

Action being on the amendment offered by Senator Smith.

Senator Simpson moved to adjourn to 10 a. m. Monday.

Lost by the following vote:

Yeas—9.

Crowley.	Shelburne.
Dean.	Simpson.
Dickson.	Stafford.
Harrison.	Tips.
Lewis.	

Nays—14.

Agnew.	McComb.
Beall.	McKinney.
Bowser.	Rogers.
Colquitt.	Sherrill.
Darwin.	Smith.
Goss.	Steele.
Lawhon.	Woods.

Absent, excused.

Atlee.	Greer.
Gage.	

Absent, not excused.

Bailey.	Presler.
Boren.	Whitaker.
Dibrell.	

Senator Simpson moved a call of the Senate, which was ordered, the following Senators answering to their names:

Agnew.	McComb.
Beall.	McKinney.
Bowser.	Rogers.
Colquitt.	Shelburne.
Crowley.	Sherrill.
Darwin.	Simpson.
Dean.	Smith.
Dickson.	Stafford.
Goss.	Steele.
Harrison.	Tips.
Lawhon.	Woods.
Lewis.	

Absent, excused.

Atlee.	Greer.
Gage.	

Absent, not excused.

Bailey.	Presler.
Boren.	Whitaker.
Dibrell.	

Pending further action, by unanimous consent, Senator Rogers offered the following bill:

A bill to be entitled "An act to provide for the amicable adjustment of grievances and disputes that may arise between employers and receivers and employes, and to authorize the creation of a board of arbitration, and to provide for compensation of said board."

Read first time and referred to Committee on Labor.

On motion of Senator Steele, Senate adjourned till Monday morning, 10 o'clock.